

**BUREAU OF INTERNAL AFFAIRS
General Investigations Section**

**3 October 2012
CL #1051405**

Statement of:

Complainant [REDACTED] relative to the following allegations:

1. The complainant alleges that on 22 January 2012, at 1850 hours, at [REDACTED] the accused exited their vehicle with their weapons drawn and failed to identify themselves as police officers at which time the complainant fled the scene.
2. The complainant further alleges that the accused officers curbed her vehicle once again at which time one of the officers screamed and yelled at her.
3. The complainant alleges that the accused officers refused to give their names and star numbers upon request.
4. The complainant further alleges that her daughter called the 020 District to report the incident at which time the accused refused to allow her daughter to speak to a supervisor, told her to call "911" and then hung up the telephone.

Statement taken at: Internal Affairs Division, Room 5045

Questioned and Typed by: P.A. Zoila MULLINGS, Star 3231, Unit 121

Date and Time: 3 October 2012, at 1010 hours

Attorney Present: None

IDENTIFICATION QUESTIONS

MULLINGS:

What is your full name, home address and telephone number?
[REDACTED]

MULLINGS:

What is your age, date of birth and social security number?
I am 61, [REDACTED]

MULLINGS:

What is your marital status?
Divorced.

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MULLINGS:

Do you read, write and understand the English language?
Yes.

MULLINGS:

Are you giving this statement of your own free will and without the promise of a reward of any nature being given to you?
Yes.

MULLINGS:

Before we begin the formal question and answer statement, I am going to show you a document known as a Sworn Affidavit. Illinois law (50 ILCS 725/3.8) requires that anyone filing a complaint against a sworn peace officer must have the complaint supported by a sworn affidavit. According to Illinois law (735 ILCS 5/1-109), any person who files a false complaint may be subject to criminal charges or a civil suit.

MULLINGS:

Have I explained why a Sworn Affidavit is required and the legal consequences under Illinois State Law?
Yes.

MULLINGS:

Do you have any questions regarding the sworn affidavit?
No.

MULLINGS:

The complainant alleges that on 22 January 2012, at 1850 hours, at [REDACTED] the accused exited their vehicle with their weapons drawn and failed to identify themselves as police officers at which time the complainant fled the scene. Is this your allegation?
Yes, but it was on Western Avenue about a block and a half south of Peterson about [REDACTED]

MULLINGS:

Why are you making this allegation?
Because I had no idea why I was pulled over and we assumed that they were going to carjack us or harm us in some way. They did not identify themselves. They just surrounded the cars with guns.

MULLINGS:

Why were you stopped?
I have no idea.

MULLINGS:

How many people were in the car?
Three.

MULLINGS:

Who were in the car with you?

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[REDACTED]
My daughter and my brother in law who has Downs Syndrome.

MULLINGS:

[REDACTED]
Did you commit a traffic offense at this time?
No. We were just driving down the street. It was raining and we were probably doing ten miles an hour.

MULLINGS:

[REDACTED]
How many officers were there?
Two.

MULLINGS:

[REDACTED]
What was the description of the vehicle the officers exited?
It was a big dark car. I don't know what it was.

MULLINGS:

[REDACTED]
Was the vehicle an unmarked police vehicle?
Yes.

MULLINGS:

[REDACTED]
Did you know that the vehicle was an unmarked police vehicle?
No. The only thing that I saw prior to them surrounding my car was blue light flashing in my rear view mirror. So I pulled over towards the parked cars to let it pass and I kept looking up to see when they passed and they never did. So I kept inching up until I saw an opening. At this point the lights were not on. I told my daughter to look and see why they are behind us not passing and she said I don't know what it is. I pulled up to the opening and moved closer to the curb behind a parked car. At this point my daughter said they have guns Mom. At that point I looked and there was a pistol pointed at my head right outside my car door.

MULLINGS:

[REDACTED]
Did you know that this was an emergency vehicle pulling you over?
No, it was a dark car.

MULLINGS:

[REDACTED]
You stated that there were flashing blue light. Why wouldn't you know that this was an emergency vehicle pulling you over?
Because it was two cars behind me when I saw it. So I pulled over and I guess they came around the other cars. By the time they came behind me the lights were not on.

MULLINGS:

[REDACTED]
What did the officers say to you when they exited their vehicle?

JB:
They said nothing. They came out with guns drawn. One was already at the passenger side with the gun at the

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window. The other one was getting out of the car with his gun drawn and that's when I left.

MULLINGS:

[REDACTED] Why did you leave the scene?

because I thought we were being carjacked. It was an unidentified black car with guys dressed in black with guns.

MULLINGS:

[REDACTED] What happened next?

We fled towards safety there was a gas station a head of us so I headed in that direction were we could see and also to get away from them.

MULLINGS:

[REDACTED] What happened next?

We fled then we hit a car in front of us because the light turned red and I was going so fast. We couldn't go anywhere. Then the car was surrounded again by them with their guns still drawn. Then the guy started yelling at me.

MULLINGS:

The complainant further alleges that the accused officers curbed her vehicle once again at which time one of the officers screamed and yelled at her. Is this your allegation?

Yes. He screamed at me "Lady what's wrong with you, you fled the police, you are going to jail."

MULLINGS:

[REDACTED] What was the name of the officer that screamed and yelled at you?

I do not know his name.

MULLINGS:

[REDACTED] What is the description of the officer that screamed and yelled at you?

He was kind of stocky with a black stocking cap on, with a black hoody and dark jeans and a large gun.

MULLINGS:

[REDACTED] Did the officer have a vest on?

Yes. I saw that only after everything was calming down.

MULLINGS:

Then I rolled down my window a little bit and asked him "How was I to know who you were. You never identified yourself?" Then he said, "I'm the police." I said to him, "You don't look like a cop, you have no identification, you are dressed in black in a black unmarked car. Then he got mad and said, I'll show you we are the police," then he ripped out his badge from under his vest. Then I said, anybody could have one of those show me your photo ID." Then he gave it to me, I looked at it, and by that time the other officer was talking to my daughter they were trying to

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take care of [REDACTED] in the back seat who was crying and afraid and rocking back and forth out of fear. My daughter was asking them to please step away from the car and give her time to calm him down because they kept screaming at us. One of the first things the officer said id "Lady this is Chicago and we need to protect ourselves on the streets." That was when I asked him how was I to know you were a police officer. The asked for my license and I gave it to them.

MULLINGS:

[REDACTED]
Did the write you a citation?

No. I asked them to.

MULLINGS:

The complainant alleges that the accused officers refused to give their names and star numbers upon request. Is this your allegation?

[REDACTED]
No they never refused. They said we are the police and I said "Prove it to me." That's when the officer pulled out his badge. It was real chaotic they never refused to give their names and star number at time. The officer kept saying that I was going down and they were questioning me they said, "What was all that movement going on when we were trying to pull you over?" My daughter told them that she was trying to change the CD in the back of the car and she was singing and swaying to the Green Acers song when we herd the siren. The second officer then told my daughter that they were on the lookout for a vehicle like mine and that it was a case of mistaken identity.

MULLINGS:

[REDACTED]
What was the outcome of all this?

I handed the officer my insurance card and they told me to put it away they don't need it. I asked them about the guy in front of me that I hit and they said not to worry about it. Then I took a piece of paper and a pen and I asked him his name and he went nuts. He threw his hand up in the air and said, "Lady if you want to go down that path you are going to jail." I said, "Fine take me." He walked away, his partner came up and I asked him about the guy I hit there was a dent in his bumper. The officer said he was ok with it he doesn't want to press charges. That is when I wrote down the license plate number on the vehicle.

MULLINGS:

The complainant further alleges that her daughter called the 020 District to report the incident at which time the accused refused to allow her daughter to speak to a supervisor, told

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her to call "911" and then hung up the telephone. Is this you allegation?

Yes.

MULLINGS:

On what date did your daughter call the 020 District to report this incident?

That night. We dropped [REDACTED] off at Misrecordia, then we called the police station. They told her to call "911" and they hung up on her. She called back and asked why did they hang up on her she was trying to get some help. The person said there is no supervisor her they are all on the street, call "911."

MULLINGS:

Who did your daughter speak to at this time?

The first one we called was a female. She called back and got the same lady and she told her that there were no supervisors there they were all on the street, call "911." We did not call "911" because we were afraid that the same officers would show up. Then we called the 024 district and a male officer talked to my daughter on the phone and told her that these types of things happen more than we would like to admit to. He told her that if you want to you could make a complaint. I made a complaint the next day.

MULLINGS:

What is the name and contact information of your daughter?

She said that she is not sure that she wants to get involved because of retaliation if she does so I would have to call her and ask her.

MULLINGS:

Is there anything you would like to add to this statement? Just that [REDACTED] is still continuously having problems telling his counselors about the police and that the police was going to take me to jail and they had guns. He also talks about it with family members.

MULLINGS:

Is everything you told me in this statement the truth to the best of your knowledge?

Yes.

MULLINGS:

I will briefly summarize your allegations on the Sworn Affidavit.

MULLINGS:

Does this summary accurately reflect your complaint?
Yes.

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MULLINGS:

[REDACTED] Do you have anything you wish to add or clarify?
Just that I typed up a report of the incident when I got home
and I would like to submit it for the record.

MULLINGS:

[REDACTED] After reviewing the questions and the responses given by
you, and upon reading the summary of your allegations, are
you prepared to sign the Sworn Affidavit attesting to the
truthfulness of your complaint?

[REDACTED] Yes.

Statement concluded at [REDACTED] hours.

[REDACTED]

P.A. Zoila MULLINGS #3231

P.A. Zoila MULLINGS, Star 3231

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